

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRIAN ROBINSON,
KIMBERLY SANTIAGO ROBINSON,
CUC THI SCHAEFFER,
JOHN ACOSTA, and
ANTONIO BENITEZ GONZALEZ,

Defendants.

8:15CR178

ORDER

This matter is before the court on the request of the government and the defendants Brian Robinson and Kimberly Santiago Robinson (the Robinsons) to declare this case as complex and to adjust the discovery and pretrial motions deadline during the Robinsons' arraignment on July 16, 2015. The court finds from the representations by counsel for the parties that this case is so unusual and so complex due to the number of defendants, the nature of the prosecution, and the existence of novel questions of fact and law, it would be unreasonable to expect adequate preparation for pretrial proceedings or for the trial within the time limits established by the Speedy Trial Act. **See** 18 U.S.C. § 3161(h)(7)(B)(ii). Both Robinsons agreed to the request and stated they understood the time required to meet their request would be time excluded under the computations of the Speedy Trial Act.

IT IS ORDERED:

1. The parties shall have **to on or before August 31, 2015**, in which to complete discovery and shall have **to on or before October 30, 2015**, in which to file pretrial motions in accordance with the progression order.
2. The ends of justice have been served by granting such request and outweigh the interests of the public and the defendants in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., **from July 16, 2015, and October 30, 2015**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 16th day of July, 2015.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge